

IN THE CLAIMS

Please amend the claims to read as follows:

Listing of Claims

1-13. (Canceled).

14. (New) A data receiving apparatus, comprising:

a buffer that preserves received packets;

a conversion unit operable to reorder said packets according to a playback order;

a decision unit operable to determine whether the received time of each of said packets is before or after a corresponding playback time of said packet;

a playback unit operable to fetch only on-time packets, which are packets determined to be received before their corresponding playback times, from said buffer and plays back said on-time packets according to said playback order; and

a storing unit operable to store said packets preserved in said buffer without discarding packets determined to be received after their corresponding playback times.

15. (New) A data receiving apparatus, comprising:

a loss decision unit operable to decide whether or not there are packets missing among received packets;

a priority decision unit operable to distinguish between packets that are indispensable for playback and packets that are not indispensable for playback based on information of an application by which said packets are played back;

a retransmission request decision unit operable to decide, after retransmission of said missing packets is requested, whether a packet playback time for each of the missing packets is before or after an expected retransmission reception time of the missing packet; and

a retransmission request unit operable to: (i) transmit a retransmission request for each of the missing packets that are indispensable for playback and expected to be received through retransmission before the corresponding playback time of said missing packet and (ii) transmit a retransmission request for each of the missing packets that are not indispensable for playback when an amount of data received from a transmission apparatus is less than a threshold.

16. (New) A data receiving method comprising:

preserving received packets in a buffer;

reordering said packets according to a playback order;

determining whether the received time of each of said packets is before or after a corresponding playback time of said packet;

fetching only on-time packets, which are packets determined to be received before their corresponding playback times, from said buffer and playing back said on-time packets according to said playback order; and

storing said packets preserved in said buffer without discarding packets determined to be received after their corresponding playback times.